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10 **UNITED STATES DISTRICT COURT**
11 **EASTERN DISTRICT OF CALIFORNIA**

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13 LYNMARIE RAMISCAL,) No. 2:22-cv-1044 DB
14 Plaintiff,)
15 v.) **STIPULATION TO VOLUNTARY**
16 KILOLO KIJAKAZI,) **REMAND PURSUANT TO SENTENCE**
Acting Commissioner of Social Security,) **FOUR OF 42 U.S.C. § 405(g) AND TO**
17 Defendant.) **ENTRY OF JUDGMENT; AND ORDER**
18)

19 IT IS STIPULATED by and between Plaintiff ("Plaintiff") and Defendant Kilolo
20 Kijakazi, Acting Commissioner of Social Security ("Defendant"), through their undersigned
21 counsel of record, that the above-entitled action shall be remanded to the Commissioner of
22 Social Security for further administrative proceedings.

23 Upon remand, the Appeals Council will remand the case to an Administrative Law
24 Judge (ALJ) for a new decision, and instruct the ALJ to re-evaluate the evidence of record. The
25 parties further request that the Court direct the Clerk of the Court to enter a final judgment in
26 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.
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STIPULATION TO REMAND

1 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
2 Social Security Act, 42 U.S.C. 405(g).

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5 Dated: December 19, 2022

/s/ Francesco P. Benavides*

FRANCESCO P. BENAVIDES

Attorney for Plaintiff

*Authorized via e-mail on Dec. 18, 2022

8 PHILLIP A. TALBERT

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11 By: /s/ Ellinor R. Coder

12 ELLINOR R. CODER

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17 **ORDER**

18 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
19 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown,
20 **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social
21 Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social
22 Security Act, 42 U.S.C. 405(g). The Clerk of the Court shall enter a final judgment in favor of
23 Plaintiff, and against Defendant, reversing the final decision of the Commissioner and close this
24 case.

25 DATED: December 23, 2022

/s/ DEBORAH BARNES

26 UNITED STATES MAGISTRATE JUDGE